IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.1074-M of 2007

DATE OF DECISION: MARCH 8, 2007

Jassi Bala and others

...PETITIONERS

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.Manoj Kumar, Advocate,
for the petitioners.
Mr.N.S.Gill, AAG, Punjab.

...

The petitioners apprehending their arrest in a non-bailable offence in case FIR No.215 dated 11.10.2005 registered under Sections 307/498-A IPC at Police Station Patran, District Patiala, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

While issuing notice of motion on anuary 15, 2007, the arrest of the petitioners was stayed subject to the condition that they will appear before the trial court and furnish their regular bail bonds to its satisfaction.

I have heard the counsel for the parties.

Counsel for the petitioners contends that the petitioners, who are married sister-in-law, unmarried brother-in-law and father-in-law of the complainant, were found innocent during police investigation and the challan was filed only against husband and mother-in-law of the complainant. Subsequently during the trial, on an application filed under Section 319 Cr.P.C., the petitioners were summoned as additional accused. Counsel for the petitioners contends that the allegations of harassment levelled against the petitioners are totally false as the petitioners were residing separately and when the alleged incident took place, they were not present in the house of the husband, who was residing separately.

Counsel for the petitioners contends that in terms of the interim order dated January 15, 2007, the petitioners had appeared before the trial court

and furnished their regular bail bonds which have been accepted and attested and since then they are regularly appearing. Counsel for the respondent-State, on instructions from HC Dilbagh Singh, does not dispute these facts.

In view of the above factsthe interim order dated January 15, 2007 is made absolute.

Disposed of accordingly.

March 8, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE